

110TH CONGRESS  
1ST SESSION

# S. 1092

To temporarily increase the number of visas which may be issued to certain highly skilled workers.

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IN THE SENATE OF THE UNITED STATES

APRIL 11, 2007

Mr. HAGEL introduced the following bill; which was read twice and referred to the Committee on the Judiciary

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## A BILL

To temporarily increase the number of visas which may be issued to certain highly skilled workers.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*

3       **SECTION 1. SHORT TITLE.**

4       This Act may be cited as the “High-Tech Worker Re-  
5       lief Act of 2007”.

6       **SEC. 2. IMMEDIATE INCREASE OF H-1B VISAS.**

7       Section 214(g)(1)(A) of the Immigration and Nation-  
8       ality Act (8 U.S.C. 1184(g)(1)(A)) is amended to read as  
9       follows:

1 “(A) under section 101(a)(15)(H)(i)(b) may not  
2 exceed—

3 “(i) 65,000 in each of the fiscal years  
4 2004 through 2006;

5 “(ii) 115,000 in fiscal year 2007;

6 “(iii) 195,000 in fiscal year 2008; and

7 “(iv) 65,000 in fiscal year 2009 and each  
8 succeeding fiscal year; and”.

9 **SEC. 3. EXEMPTION FROM NUMERICAL LIMITS.**

10 (a) NONIMMIGRANTS WITH ADVANCED DEGREES.—  
11 Section 214(g)(5)(C) of the Immigration and Nationality  
12 Act (8 U.S.C. 1184(g)(5)(C)) is amended by striking “,  
13 until the number of aliens who are exempted from such  
14 numerical limitation during such year exceeds 20,000”.

15 (b) EMPLOYMENT-BASED IMMIGRANTS.—

16 (1) IN GENERAL.—Section 201(b)(1) of the Im-  
17 migration and Nationality Act (8 U.S.C. 1151(b)(1))  
18 is amended by adding at the end the following:

19 “(F) Aliens who have earned an advanced de-  
20 gree in science, technology, engineering, or math and  
21 have been working in a related field in the United  
22 States under a nonimmigrant visa during the 3-year  
23 period preceding their application for an immigrant  
24 visa under section 203(b).

25 “(G) Aliens who—

1           “(i) are described in subparagraph (A) or  
2           (B) of section 203(b)(1); or

3           “(ii) have received a national interest waiv-  
4           er under section 203(b)(2)(B).

5           “(H) The immediate relatives of an alien who  
6           is admitted as an employment-based immigrant  
7           under section 203(b).”.

8           (2) APPLICABILITY.—The amendments made  
9           by paragraph (1) shall apply to any visa applica-  
10          tion—

11           (A) pending on the date of the enactment  
12           of this Act; or

13           (B) filed on or after such date of enact-  
14          ment.

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